Response to Missing Response to Missing Response to Missing 35 USC § 371

JC01 Rec'd PCT/PTO 19 JUL 2005

Attorney Docket No.: VANM290.001APC
First Named Inventor: Cedric Szpirer

Int'l Application No.: PCT/BE03/00045 US Application No.: 10/507,923

Entered National Phase: September 16, 2004

Title: POISON/ANTIDOTE GENETIC SYSTEMS FOR THE

SELECTION OF GENETICALLY MODIFIED EUCARYOTE CELLS OR ORGANISMS

Direct all correspondence to Customer No.: 20995

Date: July 14, 2005

Page 1 of 1

Mail Stop PCT

United States Patent and Trademark Office PO Box 1450 Alexandria, VA 22313-1450 I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

July 14, 2005

(Date)

Jerry L. Hefner, Reg No. 53,009

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated June 20, 2005.
- (X) Declaration and Power of Attorney in 4 pages.
- (X) Return prepaid postcard.
- (X) Check for oath as declaration surcharge for \$130.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.

07/22/2005 ATRAN1

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Jerry L. Hofner

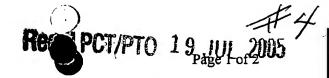
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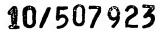
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U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/507-923

KNOBBE MARTENS OLSON & BEAR LLP

Cedric Szpirer

VANM290.001APC

INTERNATIONAL APPLICATION NO.

PCT/BE03/00045

LA. FILING DATE

PRIORITY DATE

03/19/2003

03/19/2002

CONFIRMATION NO. 6813

371 FORMALITIES LETTER

Date Mailed: 06/20/2005

2040 MAIN STREET FOURTEENTH FLOOR **IRVINE, CA 92614**

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495);

- Copy of the International Application filed on 09/16/2004
- Copy of the International Search Report filed on 09/16/2004
- Copy of IPE Report filed on 09/16/2004
- Copy of Annexes to the IPER filed on 09/16/2004
- Preliminary Amendments filed on 09/16/2004
- Information Disclosure Statements filed on 09/16/2004
- U.S. Basic National Fees filed on 09/16/2004
- Priority Documents filed on 09/16/2004

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliah c with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR) 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE

BEST AVAILABLE COPY





DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/507,923	PCT/BE03/00045	VANM290.001APC

FORM PCT/DO/EO/905 (371 Formalities Notice)